

**Summary of Legislative Bill Proposals
As of 1/19/23**

Bill No.	Bill Title	Bill Summary	Sponsor	Committee
1268 HB	Concerning sentencing enhancements	<ul style="list-style-type: none"> > Eliminates the special finding of involving a juvenile in a felony offense under RCW 9.94A.833 from the definition of Pattern of Criminal Street Gang Activity. > Eliminates provisions that all enhancements shall be served in total confinement except for Veh Hom-DUI and Minor Passenger enhancements which must be served in total confinement if the person has 3 or more prior offenses as defined in RCW 46.61.5055; removes the requirement that FA/DW enhancements shall run consecutively; adds language allowing the court to order multiple FA/DW enhancements to run consecutively; eliminates language where a FA/DW or sex mot enhancement term may not be reduced if it increases the sentence beyond the stat max; eliminates the requirement that sex mot enh must be calculated before earned release time is credited. > Eliminates the requirement that the Mfg Meth - Presence of a Child enh run concurrently to all other sentencing provisions. > Eliminates the criminal street gang enhancement > Eliminates language restricting application of good time credits or earned release time on FA, DW, impaired driving and minor child enhancements. > Eliminates the requirement that individuals to be notified of changes regarding armed offenders on the subject of removal of good time for any and all DW enh. > Repeals RCW 9.94A.833 (Special allegation - Involving minor in felony offense) and RCW 69.50.435 (Protected Zone enhancement) 	Goodman Simmons	H Comm Safety, Justice and Reentry 1/23/23 Public hearing @1:30p in H CSJ&R
1324 HB	Concerning the scoring of prior juvenile offenses in sentencing range calculations.	<ul style="list-style-type: none"> > Adds language so that adjudications of guilt pursuant to Title 13 RCW may not be included in the offender score, RCW 9.94A.030 notwithstanding. > Eliminates references that scoring applies to both adult and juvenile prior convictions. > Adds language so that neither out of state or federal adjudications or convictions for juvenile offenses may be included in the offender score. > Eliminates all juvenile scoring point references. > Entitles a resentencing hearing to persons convicted prior to effective date of section and whose score includes juvenile offense. 	Hackney Simmons	H Comm Safety, Justice and Reentry 1/23/23 Public hearing @1:30p in H CSJ&R

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1396 HB	Concerning persons sentenced for aggravated first degree murder committed prior to reaching 21 years of age.	<ul style="list-style-type: none"> > A person convicted of aggravated murder prior to their 21st birthday, instead of 18th birthday, shall be sentenced to total confinement for not less than 25 yrs. > Gives the ISRB authority to sanction community violations under Section 6 of the bill. > Adds Section 6 to the list of sentences for which an individual may not receive earned early release during the minimum term of confinement. > Changes from prior to the 16th birthday to 18th birthday when a person convicted of aggr murder shall receive a max term of life and a min term of 25 yrs. > Persons convicted of aggr murder committed when person is 18 but less than 21 shall be sentenced to max term of life and min term of no less than 25 yrs if the court determines that mitigating factors that account for diminished culpability of youth justify a downward departure. If no downward departure is not justified, person shall be sentenced to LWOP. > Section 6 - a person sentenced to LWOP prior to 7/1/23 for offense committed when person was 18 but less than 21 shall be returned to the sentencing court. <ul style="list-style-type: none"> - Court's order setting min term is subject to review to the same extend as a min term decision by the parole board before 7/1/1986. > Applies to all sentencing hearings conducted on or after 7/1/23 regardless of the date of a person's underlying offense. > Effective date: 7/1/23 	Goodman	<p>H Community Safety, Justice & Reentry</p> <p>1/23/23 Public hearing @1:30p in H CSJ&R</p>
5160 SB	Concerning organized retail theft.	<ul style="list-style-type: none"> > Modifies the definition of Organized Retail Theft 2 to include when a person commits theft of property with a cumulative value of at least \$750 from a mercantile establishment with no less than 2 accomplices and each accomplice enters the mercantile establishment within 5 min of each other seeking participation in the theft. 	Torres	<p>S Law & Justice</p> <p>1/23/23 Public hearing @10:30a S L&J</p>
1002 HB	Increasing the penalty for hazing.	<ul style="list-style-type: none"> > Increases hazing to a gross misdemeanor > Adds new level of hazing that causes substantial bodily harm as a class C felony. > Adds felony hazing to the list of Crimes Against Persons > Ranks felony hazing at a seriousness level 3 > Adds felony hazing to the list of offenses considered as harassment > New section titles the act as the Sam Martinez Stop Hazing law 	Leavitt	<p>H Comm Safety, Justice and Reentry</p> <p>1/26/23 Exec Session @ 8a in CSJ&R</p>

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1150 HB	Creating the offense of unlawful branding of another person.	<p>> Creates the offense of Unlawful Branding when: - marks another's body with subdermal implant, tattoo or body art that is intended to be used to track or mark the person for ownership to engage in trafficking of the person or promoting prostitution. - uses force, fraud or coercion to cause a person to have their body marked for the purposes of tracking or ownership to engage in trafficking of the person or promoting prostitution</p> <p>> Offense is a class B felony and ranked at SL 5</p> <p>> Adds Unlawful Branding to list of offenses that may be prosecuted up to 10 years after its commission or, if committed against a victim under 18, up to the victim's 30th birthday, whichever is later.</p>	Mosbrucker	<p>H Comm Safety, Justice and Reentry</p> <p>1/26/23 Exec Session @ 8a in CSJ&R</p>
1160 HB	Concerning an aggravating circumstance for the mutilation or dismemberment of a human body.	<p>> Adds "during commission of current offenses, defendant mutilated or dismembered a human body" as an aggravating factor to be considered by a jury</p>	Graham	<p>H Comm Safety, Justice and Reentry</p> <p>1/26/23 Exec Session @ 8a in CSJ&R</p>
5032 SB	Extending the felony driving under the influence lookback to 15 years while providing additional treatment options through the creation of a drug offender sentencing alternative for driving under the influence.	<p>>Creates prison and residential DOSA-DUI sentence alternatives</p> <ul style="list-style-type: none"> - no prior conviction for Veh Hom, Veh Assault, felony DUI or felony DUI-PC - is convicted of a felony DUI or felony DUI-PC <p>>Adds definition of drug offender sentencing alternative for driving under the influence.</p> <p>>Increases the time period to capture prior DUI offenses for felony DUI from 10 to 15 years</p> <p>> Effective date 7/1/2023</p>	Padden	<p>S Law & Justice</p> <p>1/19/23 Exec session @8a L&J</p>